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Atty. Dkt. No. 040302-0328

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Etsuo OOGAMI
Title: MODULE BATTERY
Appl. No.: 10/608,134
Filing Date: 06/30/2003
Examiner: Unassigned
Art Unit: 1753

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicant in order to comply with Applicant's duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

RELEVANCE OF EACH DOCUMENT

In a counterpart Japanese application, a Japanese Action issued on June 22, 2004. According to an English translation of the Japanese Office Action obtained by Applicant's representative, the Japanese Patent Office made certain characterizations of the references.

According to the translation of the Japanese Office Action, document A1 discloses that a plurality of laminated type of batteries are connected so that the almost-L shape terminals (leads) are stacked and connected to one another, and that an outer packaging wraps the entire battery (can also be called a battery holder).

According to the translation of the Japanese Office Action, document A2 "shows a position control technique using a locating pin as described in Claims 6 and 7."

According to the translation of the Japanese Office Action, "Figures 5, 7 and the concise explanation of the invention in the originally filed specification of document A3 include descriptions which satisfy the specific requirements for the invention of Claim 1. It is further obvious from the embodiments that these batteries are fixed by resin outer packaging."

Finally, according to the translation of the Japanese Office Action, "it is a known technology in the art of power collection part (or plate) to have a slit for the purpose of controlling the current when welding."

As noted, the characterizations of the Japanese Patent Office noted above are based on an English translation obtained by Applicant's representative. The disclosure of these characterizations should not be construed as an admission of or agreement with the opinions expressed in the Japanese Office Action.

English translations of the foreign-language documents are not readily available. However, English language abstracts are provided herewith, and in this case there is additionally submitted herewith the foregoing English version of the Office Action and/or search report (or portions thereof) that provide the "degree of relevance found by the foreign office." Therefore, foreign language documents have been submitted in compliance with the PTO requirements and should be considered by the Examiner (37 CFR §1.97, §1.98 and MPEP §609). English language abstracts are provided herewith.

Applicant respectfully requests that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date JUL 16 2004

By 

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Substitute for form 1449B/PTO
**INFORMATION DISCLOSURE
 STATEMENT BY APPLICANT**

Date Submitted: **JUL 16 2004**

(Use as many sheets as necessary)

Sheet **1** of **1**

Complete if Known

Application Number	10/608,134
Filing Date	06/30/2003
First Named Inventor	Etsuo OOGAMI
Group Art Unit	1753
Examiner Name	Unassigned
Attorney Docket Number	040302-0328

U.S. PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	U.S. Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)				

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³	Number ⁴	Kind Code ⁵ (if known)				
	A1	JP	2002-141055	A	MITSUBISHI CHEMICALS CORP.	05-17-2002		Abst.
	A2	JP	2000-58022	A	TOSHIBA BATTERY CO., LTD.	02-25-2000		Abst.
	A3	JP	2003-338275	A	NISSAN MOTOR CO., LTD., ET AL.	11-28-2003		Abst.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶

Examiner Signature

Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.